

PATENT Attorney Docket No. 2100/US/2 Express Mail Label No. EV 410 060 375US

Confirmation No.: 7339

Examiner: Not Yet Assigned

Group Art Unit: 3634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Robert Wagner et al.

Application No.: 10/645,264

Filed: August 20, 2003

For: AUTOMATIC RETRACTABLE AWNING

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. § 1.97(b)(3) and § 1.98

Sir:

The Information Disclosure Statement submitted herewith is being filed before the mailing date of a first Office action on the merits.

The Examiner is requested to consider the reference noted on the enclosed Form PTO-1449 during examination of the above-identified patent application. This reference is submitted for the Examiner's consideration and is submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting this reference, no representation is made or implied that the reference is or is not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to 37 C.F.R. § 1.98(a)(2)(i), a copy of the reference is not provided herewith.

Pursuant to 37 C.F.R. § 1.97(b)(3), no fees are due with respect to this filing. However, if any fees are deemed necessary, such fees may be charged to Deposit Account No. 04-1415.

Attorney Docket No. 2100/US/2 Express Mail Label No. EV 410 060 375 US

If the examiner has any questions, please contact the undersigned attorney.

Dated: <u>Doc. 1, 2003</u>

Respectfully submitted,

Gary M. Polumbus, Reg. No. 25,364

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cc: Carefree/Scott Fetzer Company

IP Docketing-DV

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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.